

long time, for...

SENATOR LINDSAY: That's correct.

SENATOR PIRSCH: ...about 20 years, as I noticed. Is this just kind of updating the statutes to meet what is, or what they have assumed?

SENATOR LINDSAY: Right, they are already doing, as I mentioned with Senator Witek they're already doing some of the inspections. They already have some...they set some standards that should be complied with. The question is, who has the ultimate oversight authority? And that, the current law is that the district judge does, and that law dates back some period of time. So, yes, all we're doing is saying that, for example, the provision that you mentioned, on page 10 of the inspection report, that inspection report goes to the district judge, because the district judge has the oversight authority.

SENATOR PIRSCH: Right.

SENATOR LINDSAY: That's why we're taking it away is that that inspection report would stay with the Jail Standards Board, 'cause they would then have the oversight authority.

SENATOR PIRSCH: Jail Standards Board is appointed by the Governor and...

SENATOR LINDSAY: I believe so, yeah.

SENATOR PIRSCH: ...and at various times during my service in the Legislature has been maybe really zealous, sometimes, in establishing perhaps maybe stringent jail standards that have...have come to the surface or been criticized for. In those cases, what kind of ability is it for the jails and the corrections to get some relief from an overzealous Jail Standards Board?

SENATOR LINDSAY: Well, again, as I responded to Senator Witek, I believe that would be through judicial action, which then points to the problem of why having a district judge having to decide on whether that district judge made an appropriate decision in the first place.